

114. The method of claim 102, wherein the droplets of the aerosol have a mass median aerodynamic diameter (MMAD) of about 5 to about 100 microns.

115. The method of claim 102, wherein the droplets of the aerosol have a mass median aerodynamic diameter (MMAD) of about 30 to about 60 microns.

116. The method of claim 102, wherein at least 70% of the drug particles have a particle size of less than about 1000 nm.

117. The method of claim 102, wherein at least 90% of the drug particles have a particle size of less than about 1000 nm.--

REMARKS

Applicants respectfully request formal examination of this application.

I. STATUS OF THE CLAIMS

Claims 80-117 have been added to the application. Following entry of this Amendment, claims 51-117 will be pending.

Claims 84-117 are directed to propellant based aerosols of nanoparticulate drug compositions and methods of making such compositions. New claims 80-83 are directed to preferred particle sizes of the liquid droplet aerosols and methods recited in claims 51 and 65.

Support for the propellant based aerosol subject matter can be found, for example, in original claims 37, 38, and 50, and at page 9, line 22, through page 10, line 5, of the application. In addition, the claims were drafted to replace the abbreviation "MMAD" with the phrase "mass median aerodynamic diameter." This abbreviation is well known in the art.

Claims 80-83, 99, 100 116, and 117 are directed to aerosol compositions having preferred particle sizes. Exemplary support for this subject matter can be found in the specification at, for example, page 13, lines 1-12.

Because the foregoing amendments do not introduce new matter, entry thereof by the Examiner is respectfully requested.

II. CONCLUSION

Applicants respectfully request formal examination of this application in view of the above amendments and remarks. This application is now in condition for allowance and early notice to that effect is respectfully solicited.

Should the Examiner have any questions or comments regarding the pending application or this Second Preliminary Amendment, the Examiner is requested to call the undersigned at 202-672-5538.

If there are any fees due in connection with the filing of this Second Preliminary Amendment, please charge the fees to our Deposit Account No. 19-0741. If a fee is required for an extension of time under 37 C.F.R. § 1.136 not accounted for above, such an extension is requested and the fee should also be charged to our Deposit Account.

Respectfully submitted,

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